

PUBLIC CHAPTER NO. 730

SENATE BILL NO. 4204

By Kyle, Herron

Substituted for: House Bill No. 4202

By Odom

AN ACT to amend Tennessee Code Annotated, Title 68, Chapter 69, relative to the treatment of certain facilities designed to contribute to industrial energy efficiency under the 2007 federal "Energy Independence and Security Act" (P.L. 110-140).

WHEREAS, the United States Congress has enacted the "Energy Independence and Security Act" (P.L. 110-140); and

WHEREAS, that new federal statute offers unique opportunities to Tennessee manufacturers working in conjunction with the Tennessee Valley Authority; and

WHEREAS, those opportunities will encourage the recovery of waste energy in order to generate electricity and will make the generation of that electricity cheaper than that generated in the Tennessee Valley Authority's coal and gas fired production facilities; and

WHEREAS, for Tennessee to stand ready to capitalize on these provisions of the new federal statute, certain state legislative action is necessary to encourage the building and operation of energy recycling technology; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-122-105(a), is amended by deleting subdivision (1) and substituting instead the following:

(1) Boilers under federal control or boilers which are used to generate electricity under contract with the Tennessee Valley Authority.

SECTION 2. Tennessee Code Annotated, Section 68-201-107(a), is amended by adding the following language as a new, appropriately designated subdivision:

() Establish an expedited review process for any permit filed by a combined heat and power plant or a recoverable waste energy plant as such plant is defined under Subtitle D of the 2007 Energy Independence and Security Act (P.L. 110-140, H.R. 6).

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: March 31, 2008



RON RAMSEY
SPEAKER OF THE SENATE



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 10th day of April 2008



PHIL BREDESEN, GOVERNOR